



Senate

General Assembly

File No. 45

January Session, 2015

Senate Bill No. 382

Senate, March 10, 2015

The Committee on Government Administration and Elections reported through SEN. CASSANO, S. of the 4th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT RENAMING THE COMMUNITY INVESTMENT ACCOUNT.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 4-66aa of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2015*):

3 There is established, within the General Fund, a separate,
4 nonlapsing account to be known as the ["community investment
5 account"] "Donald E. Williams, Jr. community investment account". The
6 account shall contain any moneys required by law to be deposited in
7 the account. The funds in the account shall be distributed every three
8 months as follows: (1) Ten dollars of each fee credited to said account
9 shall be deposited into the agriculture sustainability account
10 established pursuant to section 4-66cc and, then, of the remaining
11 funds, (2) twenty-five per cent to the Department of Economic and
12 Community Development to use as follows: (A) Two hundred
13 thousand dollars, annually, to supplement the technical assistance and
14 preservation activities of the Connecticut Trust for Historic

15 Preservation, established pursuant to special act 75-93, and (B) the
16 remainder to supplement historic preservation activities as provided in
17 sections 10-409 to 10-415, inclusive; (3) twenty-five per cent to the
18 Department of Housing to supplement new or existing affordable
19 housing programs; (4) twenty-five per cent to the Department of
20 Energy and Environmental Protection for municipal open space grants;
21 and (5) twenty-five per cent to the Department of Agriculture to use as
22 follows: (A) Five hundred thousand dollars annually for the
23 agricultural viability grant program established pursuant to section 22-
24 26j; (B) five hundred thousand dollars annually for the farm transition
25 program established pursuant to section 22-26k; (C) one hundred
26 thousand dollars annually to encourage the sale of Connecticut-grown
27 food to schools, restaurants, retailers and other institutions and
28 businesses in the state; (D) seventy-five thousand dollars annually for
29 the Connecticut farm link program established pursuant to section 22-
30 26l; (E) forty-seven thousand five hundred dollars annually for the
31 Seafood Advisory Council established pursuant to section 22-455; (F)
32 forty-seven thousand five hundred dollars annually for the
33 Connecticut Farm Wine Development Council established pursuant to
34 section 22-26c; (G) twenty-five thousand dollars annually to the
35 Connecticut Food Policy Council established pursuant to section 22-
36 456; and (H) the remainder for farmland preservation programs
37 pursuant to chapter 422. Each agency receiving funds under this
38 section may use not more than ten per cent of such funds for
39 administration of the programs for which the funds were provided.

40 Sec. 2. Subsection (e) of section 7-34a of the general statutes is
41 repealed and the following is substituted in lieu thereof (*Effective*
42 *October 1, 2015*):

43 (e) In addition to the fees for recording a document under
44 subsection (a) of this section, town clerks shall receive a fee of forty
45 dollars for each document recorded in the land records of the
46 municipality. The town clerk shall retain one dollar of any fee paid
47 pursuant to this subsection and three dollars of such fee shall become
48 part of the general revenue of the municipality and be used to pay for

49 local capital improvement projects, as defined in section 7-536. Not
50 later than the fifteenth day of each month, town clerks shall remit
51 thirty-six dollars of the fees paid pursuant to this subsection during the
52 previous calendar month to the State Treasurer. Upon deposit in the
53 General Fund, such amount shall be credited to the Donald E. Williams,
54 Jr. community investment account established pursuant to section 4-
55 66aa, as amended by this act. The provisions of this subsection shall
56 not apply to any document recorded on the land records by an
57 employee of the state or of a municipality in conjunction with such
58 employee's official duties. As used in this subsection, "municipality"
59 includes each town, consolidated town and city, city, consolidated
60 town and borough, borough, and district, as defined in chapter 105 or
61 105a, any municipal corporation or department thereof created by a
62 special act of the General Assembly, and each municipal board,
63 commission and taxing district not previously mentioned.

64 Sec. 3. Subsection (h) of section 49-10 of the general statutes is
65 repealed and the following is substituted in lieu thereof (*Effective*
66 *October 1, 2015*):

67 (h) Notwithstanding the provisions concerning remittance and
68 retention of fees set forth in section 7-34a, as amended by this act, the
69 recording fees paid in accordance with subsections (a), (d) and (e) of
70 [said] section 7-34a, as amended by this act, by a nominee of a
71 mortgagee, as defined in subdivision (2) of subsection (a) of [said]
72 section 7-34a, shall be allocated as follows: (1) For fees collected upon a
73 recording by a nominee of a mortgagee, except for the recording of (A)
74 an assignment of mortgage in which the nominee of a mortgagee
75 appears as assignor, and (B) a release of mortgage, as described in
76 section 49-8, by a nominee of a mortgagee, the town clerk shall remit
77 one hundred ten dollars of such fees to the state, such fees shall be
78 deposited into the General Fund and, upon deposit in the General
79 Fund, thirty-six dollars of such fees shall be credited to the Donald E.
80 Williams, Jr. community investment account established pursuant to
81 section 4-66aa, as amended by this act; the town clerk shall retain forty-
82 nine dollars of such fees, thirty-nine dollars of which shall become part

83 of the general revenue of such municipality and ten dollars of which
 84 shall be deposited into the town clerk fund; and the town clerk shall
 85 retain any fees for additional pages beyond the first page in accordance
 86 with the provisions of subdivision (2) of subsection (a) of [said] section
 87 7-34a; and (2) for the fee collected upon a recording of (A) an
 88 assignment of mortgage in which the nominee appears as assignor, or
 89 (B) a release of mortgage by a nominee of a mortgagee, the town clerk
 90 shall remit one hundred twenty-seven dollars of such fee to the state,
 91 such fee shall be deposited into the General Fund and, upon deposit in
 92 the General Fund, thirty-six dollars of such fee shall be credited to the
 93 Donald E. Williams, Jr. community investment account, and, until
 94 October 1, 2014, sixty dollars of such fee shall be credited to the State
 95 Banking Fund for purposes of funding the foreclosure mediation
 96 program established by section 49-31m; and the town clerk shall retain
 97 thirty-two dollars of such fee, which shall become part of the general
 98 revenue of such municipality.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2015</i>	4-66aa
Sec. 2	<i>October 1, 2015</i>	7-34a(e)
Sec. 3	<i>October 1, 2015</i>	49-10(h)

GAE *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The bill, which renames the Community Investment Account the Donald E. Williams, Jr. Community Investment Account, has no fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**SB 382*****AN ACT RENAMING THE COMMUNITY INVESTMENT ACCOUNT.*****SUMMARY:**

This bill renames the Community Investment Account as the Donald E. Williams Jr. Community Investment Account.

By law, this separate, nonlapsing General Fund account contains land use document recording fees town clerks remit to the state treasurer. Money from the account is distributed quarterly to the agriculture sustainability account for milk producer grants and to the departments of (1) Economic and Community Development for certain historic preservation purposes, (2) Housing for affordable housing programs, (3) Energy and Environmental Protection for municipal open space grants, and (4) Agriculture for various agricultural and farmland preservation purposes.

The bill also makes technical and conforming changes.

EFFECTIVE DATE: October 1, 2015

COMMITTEE ACTION

Government Administration and Elections Committee

Joint Favorable

Yea 15 Nay 0 (02/25/2015)